

Allen West For Congress  
735 S. Colorado Avenue  
Suite 9  
Stuart, FL 34994

2012 SEP 12 AM 10:07

OFFICE OF THE  
CLERK OF THE HOUSE OF REPRESENTATIVES

August 29, 2012

Anthony Herman  
General Counsel  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

**Re: Complaint Against The Coalition of Americans for Political Equality (CAPE) PAC**

Dear Mr. Herman,

This complaint is filed pursuant to 2 U.S.C. § 437g(a)(1) by a representative of Allen West For Congress against The Coalition of Americans for Political Equality (CAPE) PAC, its Chairman, Jefferey Loyd, its Secretary, Nicholas Spears, and its Treasurer, Margaret Berardinelli, for violations of 2 U.S.C. § 441h(b).

**Background**

Congressman's West's campaign committee was informed of an August 13, 2012 press release entitled, "CAPE PAC Is Working to Get Out The Vote in Florida." (Attached as Exhibit A). CAPE PAC is registered with the FEC as "Coalition of Americans for Political Equality." The press release proclaimed that CAPE PAC "launched Get-out-the-vote (GOTV) campaigns . . . includ[ing] local TV advertisements, voice broadcasts, social media, search placements, and targeted videos . . . to educate voters about [Allen] West" and to get-out-the-vote for Congressman West. *Id.* The press release urged readers to "visit CAPE PAC's support website[] for [Congressman West] at [www.voteforwest2012.org](http://www.voteforwest2012.org)." *Id.* In this release, CAPE PAC's Jefferey Loyd is quoted: "We are doing quite a bit to help th[is] impressive candidate[] secure victor[y] in" the August 14<sup>th</sup> primary election. *Id.*

The link provided in the press release directs to the website, [www.voteforwest2012.org](http://www.voteforwest2012.org), which presents a thinly veiled attempt to pass off CAPE PAC's website as Congressman West's campaign website. CAPE PAC's website includes the stylized logo, "ALLEN WEST for Congress 2012" in large print in the banner atop the page and in large print in the lower portion of the page. (Attached as Exhibit B). Also included in large print on a red button, is a

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"DONATE" link which brings the viewer to the donation page including the "ALLEN WEST for Congress 2012" logos as on the previous page and a profile image of Congressman West. (Attached as Exhibit C). The page includes the following solicitation in large print, "JOIN CAPE PAC'S CAMPAIGN TO HELP ELECT ALLEN WEST IN 2012. WITH YOUR HELP, TOGETHER, WE CAN WIN THE FUTURE FOR AMERICA!" *Id.*

In small type at the top of the webpage is the notation, "A candidate support website funded by CAPE PAC." The bottom of the webpage features generic disclaimer language below another stylized "ALLEN WEST for Congress 2012" logo. *Id.*

Everything about this webpage, from its domain name ("Vote For West 2012") to its use of a stylized "Allen West for Congress 2012" logo, is designed to create the impression that the visitor is viewing Congressman West's own campaign website.

Congressman West is not the only victim of this scheme. The press release noted above also includes a link to [www.capepac.org](http://www.capepac.org) where viewers can link to CAPE PAC's "Candidate Support Websites." (Attached as Exhibit D). This page includes a list and profile of 34 federal candidates, including Congressman West, along with a link to an individual donation page for each candidate listed. *Id.* Each of these donation pages are designed on the same template, which includes a conspicuously placed, stylized banner logo similar to "ALLEN WEST for Congress 2012," but using that particular candidate's name. *Id.* The individual donation pages also have domain names, for linking directly, that are equally as misleading as [www.votewest2012.org](http://www.votewest2012.org) to make viewers believe they are contributing directly to a campaign. *Id.* CAPE PAC's model is quite similar to AotBlue – except that CAPE PAC is not a conduit for contributions.

CAPE PAC's solicitations containing Congressman West's name (or any of its other activities, for that matter) are not authorized by Congressman West, and CAPE PAC is in no way affiliated or associated with Congressman West's campaign committee. CAPE PAC is simply using Congressman West's name to raise funds.

#### **The Coalition of Americans for Political Equality (CAPE PAC)**

CAPE PAC is registered with the Commission as a non-connected political committee. The organization lists an address at 1776 I Street NW, 9<sup>th</sup> Floor, Suite 90031, Washington, DC 20006.

The committee's July 2012 quarterly report shows year-to-date contributions of \$572,437.99. Interestingly, the July 2012 quarterly report also includes a strikingly large year-

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to-date total for *refunds of contributions*, \$62,000. This figure indicates that nearly 1 out of every 10 contributions made to CAPE PAC is ultimately refunded to the contributor.

There is reason to believe that these refunds are made to individuals confused by the solicitation materials of CAPE PAC. An individual explained how he was a victim of CAPE PAC's confusing candidate support page, and how he mistakenly made a contribution to another candidate listed on that page, along with Congressman West. In an August 22, 2012 post on the "Power Line" website, the author detailed how he, an experienced political reporter/blogger, was misled by CAPE PAC's website, including the link to Congressman West's donation page, to believe that he was making a contribution to another candidate's campaign directly. (Attached as Exhibit E). The author apologized to his readers for linking to that page in error and further explained his efforts to correct the mistake, including to refund the contribution he thought he was making to directly to a campaign, rather than to CAPE PAC:

UPDATE: I've corrected the donation link for the [other candidate's] campaign. The earlier link was to a PAC called [CAPE PAC]. It got my donation. I apologize for the error. I've also spoken with a representative of CAPE . . . The PAC is willing to refund contributions made by readers who used the link I initially provided. I have not requested a refund, but it's quite understandable that readers might want to.

Exhibit E.

The confused donor also included a link to an article on [www.investorplace.com](http://www.investorplace.com) entitled, "Is New GOP Super PAC A Scam?" CAPE PAC's solicitation materials are nearly identical for all 34 candidates it claims to support, including Congressman West. These individual candidate donation pages are clearly misleading enough to confuse donors into believing they are contributing directly to a campaign and to trigger a refund rate of nearly 10% of all contributions.

In fact, refunds of individual contributions amounted to more than 10% of the disbursements CAPE PAC made in the quarter included in the July 2012 report. The July 2012 quarterly report also included disbursements of "Director Fees" to the Chairman, Jefferey Loyd, and to the Secretary, Nicholas Spears. The remaining disbursements include public relations costs, presumably to place the August 13<sup>th</sup> press release, and a large expenditure to Google for online advertising.

Virtually all of the group's reported disbursements go to operating expenditures that consist of online advertising, "directors fees" to the Chairman and Secretary, and public relations, presumably for placement of press releases like the one included herein as Exhibit A. The group is simply a fundraising vehicle that refunds over 10% of its most recent quarter's

contributions to misled donors. It stands to reason that far more than 10% of contributions would be refunded if 100% of contributors were aware that they were not donating directly to Allen West For Congress.

### **Applicable Law**

Under 2 U.S.C. § 441h(b), "No person shall – (1) fraudulently misrepresent the person as speaking, writing, or otherwise acting for or on behalf of any candidate or political party or employee or agent thereof for the purpose of soliciting contributions or donations; or (2) willfully and knowingly participate in or conspire to participate in any plan, scheme, or design to violate paragraph (1)." The same language appears in the Commission's regulations at 11 C.F.R. § 110.16(b).

As the Commission previously explained, "[s]ubsection (b) was intended to address the Commission's inability under the pre-BCRA statute to pursue enforcement actions against persons or organizations not associated with a candidate who engage in fraudulent solicitation of funds." Factual and Legal Analysis in MUR 5385 at 6 (Feb. 4, 2005). For years, the Commission requested an amendment to Section 441h "to prohibit fraudulent solicitation because contributions that people believed were going for the benefit of the candidate were diverted for other purposes, harming both the candidates and the contributors." *Id.* at 8.

### **Legal Analysis**

CAPE PAC's website and links to other solicitation materials, including individual donation pages for 34 federal candidates, are intentionally designed to blur the line between CAPE PAC and Allen West's own campaign committee, Allen West For Congress. These solicitations prey on civic-minded citizens who are led to believe that their contribution may actually be used in support of Allen West, and who presumably have no idea that CAPE PAC engages primarily in fundraising that ultimately pays for little more than consulting fees and further fundraising efforts.

In the attached solicitations, specifically the donation page for Allen West included as Exhibit C, CAPE PAC clearly presents itself as "acting for or on behalf of [a] candidate . . . for the purpose of soliciting contributions." CAPE PAC claims to solicit funds so that it may *act for* Congressman West, *on behalf of* his re-election efforts.

The solicitations distributed by CAPE PAC are similar in nature to the materials at issue in MUR 5385 (Groundswell Voters PAC). In that matter, the Commission voted unanimously to find reason to believe that the respondent violated Section 441h(b) "by mailing a fundraising letter requesting contributions to fund a grassroots effort to benefit [Richard] Gephardt's

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Presidential campaign.” Factual and Legal Analysis in MUR 5385 at 1. The respondent in MUR 5385 claimed that funds raised would be used “to help propel Dick Gephardt to the Democratic nomination and on to the Presidency in 2004.” *Id.* at 2. In MUR 5385, the Commission concluded that the solicitations at issue “were misleading and could have led reasonable people to conclude that the Gephardt Committee authorized the communications or was involved in generating the fundraising solicitation.” *Id.* at 8.

CAPE PAC’s scheme of nearly identical individual candidate donation pages give the clear impression that the donations are being made on the candidate’s campaign website, and would logically go directly to the candidate’s committee. The solicitation page for Congressman West urges viewers to “JOIN CAPE PAC’S CAMPAIGN TO HELP ELECT ALLEN WEST IN 2012. WITH YOUR HELP, TOGETHER, WE CAN WIN THE FUTURE FOR AMERICA!” That direct plea for donations is included along with the stylized “ALLEN WEST *for* Congress 2012” large-print logo conspicuously placed at the top and bottom of the donation page. That logo combined with CAPE PAC’s individual candidate donation pages which consist of misleading domain names, such as [www.voteforwest2012.org](http://www.voteforwest2012.org), make clear that CAPE PAC’s scheme is designed to confuse and mislead civic-minded citizens to believe they are donating directly to candidates like Congressman West.

A reasonable person could easily conclude that the language used in CAPE PAC’s solicitation materials is either from Congressman West’s campaign or that the solicitor is working with the West campaign. Neither is the case. Indeed, one individual contributor – a political reporter/blogger – who attempted to contribute to one of CAPE PAC’s “supported” candidates has written about being misled by this scheme. In fact, he was misled by the exact same candidate support page of CAPE PAC on which Congressman West is included. *See* Exhibit D. Further, the fact that CAPE PAC has refunded over 10% of its contributions in the last quarter makes this misleading scheme even clearer. Why would so many contributors seek a refund? The most obvious explanation is that they discovered their contribution did not go to the intended recipient.

### **Conclusion**

CAPE PAC seeks to profit from the name and reputation of Congressman Allen West. CAPE PAC claims that funds raised will be used on Congressman West’s behalf, to aid his reelection efforts, but the record strongly suggests that CAPE PAC does virtually nothing other than fundraise and pay its directors, and public relations consultants. CAPE PAC’s activities are damaging not only to Congressman West, but also to the many individuals who contribute to CAPE PAC under the assumption that they are actually helping a candidate they support. Instead, they are being fleeced. There is simply no accounting for the number of contributors

who never request a refund because they were never made aware that their contribution did not go directly to Allen West for Congress.

We ask that the Commission find a violation of 2 U.S.C. § 441h(b) and put an end to the CAPE PAC's fraudulent and unauthorized use of Congressman West's name.

Sincerely,



Tim Edson  
Campaign Manager  
Allen West For Congress

The above and foregoing is sworn to, and is based upon information and belief of the undersigned, Tim Edson.

  
Tim Edson

ACKNOWLEDGMENT

STATE OF Florida )

: ss.

County of Martin )

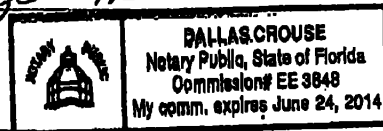
On the 10 day of September, 2012, before me, the undersigned Notary Public, personally appeared Timothy Edson, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that s/he executed the same.

IN WITNESS WHEREOF, I have set my hand and seal the day and year as above written.



Notary Public

Commission Expires: \_\_\_\_\_



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## Exhibit A

press release

Aug. 13, 2012, 11:17 a.m. EDT

## CAPE PAC Is Working To Get Out The Vote In Florida



### PR Newswire

United Business Media

WASHINGTON, Aug. 13, 2012 /PRNewswire via COMTEX/ – CAPE PAC Is Helping To Educate Voters and Get Out The Vote For The GOP's West and Donalds

The Coalition of Americans for Political Equality PAC, having endorsed Congressman Allen West and political grassroots leader Byron Donalds, has launched Get-out-the-vote (GOTV) campaigns focused on the Tuesday, August 14, 2012 primaries in Florida. Get-out-the-vote (GOTV) efforts include local TV advertisements, voice broadcasts, social media, search placements, and targeted videos.

CAPE PAC aims to educate voters about West and Donalds and help to GOTV for both candidates. The organization is also working to help voters find their local polling places. Congressman West faces Martin County Sheriff Robbed Crowder in the Republican primary. West moved north to the newly created 18th Congressional district, after his district was changed, in an effort to be re-elected to the U.S. House this year. Byron Donalds is running for a chance to represent Florida's 19th Congressional district in the U.S. House of Representatives against six other candidates, including Chauncey Goss, Paige Kreegle, Trey Radel, and John Davidow.

CAPE PAC's Chairman Jeff Loyd said: "We are doing quite a bit to help these two impressive candidates secure victories in their primaries this Tuesday. Congressman Allen West is a great American who has already made an impact with his conservative spirit, and Donalds is just the sort of rising GOP star that the party needs."

CAPE PAC has been pushing out hashtags #VoteAllenWest and #VoteDonalds on Twitter. CAPE PAC's television spots can be found online for West here: <http://www.youtube.com/watch?v=eSvC1SmDsAM> and for Donalds here: [http://www.youtube.com/watch?v=D\\_EMX9YEaXM](http://www.youtube.com/watch?v=D_EMX9YEaXM).

Allen West served 22 years in the United States Army, serving in several combat zones such as in Operation Desert Storm and in Operation Iraqi Freedom, where he was a Battalion Commander in the Army's 4th Infantry Division, and later in Afghanistan. He received many honors including a Bronze Star, three Meritorious Service Medals, three Army Commendation Medals (one with Valor), and a Valorous Unit Award. As a member of the 112th Congress, Allen sits on the Small Business and Armed Services Committee. Byron Donalds was a commercial credit officer in banking and a portfolio manager in financial services, focusing throughout his professional career on providing certainty and reducing financial risks. He hopes his experience will help to start solving America's current debt and spending problems. Donalds serves as Chairman of the Board for Child Evangelism Fellowship of Collier County.

The Coalition of Americans for Political Equality Political Action Committee (CAPE PAC) is a non-profit political organization dedicated to restoring conservative values in the politicians elected to represent all citizens of the United States of America. Through the utilization of tools in the CAPE PAC advocacy center, our goal is to assist an informed and active citizenry in their drive for change in the political landscape this November and beyond. To learn more about Congressman Allen West and Byron Donalds, please visit CAPE PAC's

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support websites for each candidate at [www.votewest2012.org](http://www.votewest2012.org) and  
[www.byrondonaldscongress.com](http://www.byrondonaldscongress.com) . For more information about CAPE PAC, visit  
[www.capepac.org](http://www.capepac.org) .

SOURCE Coalition of Americans for Political Equality PAC

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**COMTEX**  
COMPUTER NETWORKS

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# ALLEN WEST

for Congress 2012

As an active member of our community, you can help.

[ABOUT ALLEN](#) [DONATE](#)



## KEEPING ISRAEL SAFE

Mr. West is sickened by the disregard the Obama administration has shown towards Israel. As one of our biggest allies, Mr. West is working to make things right with Israel. Allen sees Israel as not only our ally, but as a model for democracy in the Middle East. They are a nation with many enemies and need to be able to count on the U.S. to maintain the peace. Mr. West believes Israel needs a stronger Congressional representative to stand up against terrorism. Allen stands strongly behind...

[MR. WEST AND FOREIGN POLICY](#)

### ALLEN WEST ON THE ISSUES

Allen believes in protecting social security...

Mr. West cares about the future of America. As a Veteran, a Father and a Congressman, he is focused on securing the future for U.S. taxpayers. Allen focuses on ensuring social security is the independent trust fund account. Social security has been mistreated in the general operating account. Unemployment rates in America directly affect social security.

[Allen believes in protecting social security...](#)

### CONNECT WITH US

Help CAPAC PAC re-elect Allen West to Congress! When you donate today, our website will automatically add the donation to your online record. Please allow 4-6 weeks for the online donation to appear on our website.

[CONNECT NOW](#)

### Allen believes in protecting social security...

Mr. West cares about the future of America. As a Veteran, a Father and a Congressman, he is focused on securing the future for U.S. taxpayers. Allen focuses on ensuring social security is the independent trust fund account. Social security has been mistreated in the general operating account. Unemployment rates in America directly affect social security.

[Allen believes in protecting social security...](#)

### Allen believes in loyalty...

Mr. West is sickened by the disregard the Obama administration has shown towards Israel. As one of our biggest allies, Mr. West is working to make things right with Israel. Allen sees Israel as not only our ally, but as a model for democracy in the Middle East. They are a nation with many enemies and need to be able to count on the U.S. to maintain the peace.

[Allen believes in loyalty...](#)

### Mr. West can help Florida's unemployed...

Congressman West is frustrated by the current state of Florida. He has expressed the unemployment rate is through the roof and the state of Florida is in a state of emergency. Mr. West is ready to work through right with Israel. Allen sees Israel as not only our ally, but as a model for democracy in the Middle East. They are a nation with many enemies and need to be able to count on the U.S. to maintain the peace.

[Mr. West can help Florida's unemployed...](#)

### A Lieutenant Colonel's view on defense...

As a retired Lieutenant Colonel for the U.S. Army, Mr. West stands firmly on the issue of defending America. Allen is a Veteran who served in Desert Storm and Iraq. He understands and values the great responsibility America has as a superpower. Mr. West believes in standing on the "offensive" so we are ready to stop them.

[A Lieutenant Colonel's view on defense...](#)

Get to know Allen West and where he stands on all of the most important issues.

[GET TO KNOW ALLEN](#)

## ALLEN WEST

for Congress 2012

### SITE NAVIGATION

- [HOME](#)
- [ABOUT ALLEN](#)
- [SHORTCUTS PAGE](#)
- [DONATE](#)
- [TERMS OF USE](#)
- [PRIVACY POLICY](#)

### CONNECT WITH US

- [FOLLOW US](#)
- [TWEET US](#)
- [FACEBOOK](#)
- [EMAIL US](#)
- [SHARE WITH FRIENDS](#)
- [RECOMMEND ALLEN](#)
- [PRINT ALLEN](#)

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Not authorized by any candidate or committee  
For more information visit [www.capacpac.org](http://www.capacpac.org)

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# ALLEN WEST

for Congress 2012

Website: [www.alwestforcongress.com](http://www.alwestforcongress.com)



ABOUT ALLEN

DONATE

JOIN CAPE PAC'S CAMPAIGN TO HELP ELECT ALLEN WEST IN 2012. WITH YOUR HELP, TOGETHER, WE CAN WIN THE FUTURE FOR AMERICA!

## Your Information:

First Name  Last Name   
 Email Address  Phone   
 Address 1  Address 2   
 City  State  Zip Code   
 Donation Amount  
 \$1,000 \$2,500 \$5,000 \$10,000 \$25,000 \$50,000  
 \$75 \$50 \$100 \$750 \$500 Other

## Donation Details

How would you like to donate?

☐ By credit / debit card

☐ By electronic check

☐ Read printed check by mail

PayPal

VISA



Credit Card

Expiration Date

JAN

•

2012

•

CCV

Is this a one time or recurring contribution?

☐ One time

Is this a one time or recurring contribution?

☐ One time

☐ Recurring monthly

Confirm Eligibility:

I affirm that the following statements are true and accurate, by checking this box, I certify that I am

a US Citizen or permanent US resident, that this donation was made from my own funds, and that I

will not be reimbursed by any person or entity.

Your donation is **NOT** deductible as a charitable donation for federal income tax purposes. Your

donation will be used in connection with federal elections and is subject to the provisions of the

Federal Election Campaign Act.

FINISH YOUR DONATION



"I am back and best of this chess warfare, the Harvard, demographic rhetoric that is coming from the President of the United States of America. It is not helpful for this country and it's not going to move the ball forward as far as rectifying the economic situation in our country. And I'm not going to back away from values that our people in

rectifying the economic situation in our country. And I'm not going to back away from values that our people in. When you look at the economic situation that we have, to have a gentleman in the White House that really has never run any type of business or organization -- I myself, as a company commander, as a business executive officer and as a battalion commander, have many times had to balance budgets and take care of units and operate a budget. So I think it does come back to experience. When we continue to play this election cycle 'American Idol' in the United States of America, this is what we end up with, with someone that really is not in tune with the American people." - Allen West, Fox News, On the Record with Greta Van Susteren

# ALLEN WEST

for Congress 2012

## SITE NAVIGATION

HOME

ABOUT ALLEN

ABOUT CAPE PAC

DONATE

TERMS / FAQ

## CONNECT WITH US

FACEBOOK

YOUTUBE

YOUTUBE

EMAIL US

MEET A FRIEND

PRIVATE POLICIES

HOW TO MAKE A DONATION

HOW TO MAKE A DONATION

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Not authorized by any candidate or candidate's committee  
 For more information visit [www.capepac.org](http://www.capepac.org)

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## Exhibit D

Follow @capepac 98.4K followers

Like

42,671 people like this. Sign  
Up to see what your friends

# CAPEPAC

Coalition of Americans for Political Equality PAC

## WEBSITE NAVIGATION

[HOME](#)[SPECIAL PROJECTS](#)[CANDIDATE SUPPORT WEBSITES](#)[PRESS AND COMMUNICATIONS](#)[TELEVISION MEDIA](#)

## CANDIDATE SUPPORT WEBSITES // OVERVIEW

Our candidate support campaigns are focused on a simple – but powerful – two phase approach: Phase 1 – Build the largest base of support for a particular candidate, nationwide, as possible; and Phase 2 – Activate that base of supporters to work with our tools to get out the vote for that candidate, and any other candidate running for office that we support in their particular district or state. These campaigns begin online through internet advertising and then expand into email, television, and live advocate outbound calling. All of our activities are focused on continuing to spread the word about our candidates and to generate votes come Election Day.

The following is a list of the candidates whom we are currently supporting, organized by office, state, and district. This list will continue to grow as we work toward our goal of defeating President Obama and his agenda. We recognize the need for overwhelming majorities in both houses of Congress if we are to repeal these failed policies and restore Conservative values in D.C. in the years to come.

For more information on a particular candidate support website, please click on the image or links next to the image for each candidate support campaign you are interested in learning more about.

## CANDIDATE SUPPORT WEBSITES // CANDIDATE LIST



**Candidate:** Allen West  
**Running For:** U.S. House  
**Representing:** Florida - 18th Dist.  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Ann Wagner  
**Running For:** U.S. House  
**Representing:** Missouri - Dist. 02  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Bob Corker  
**Running For:** U. S. Senate  
**Representing:** Tennessee  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Dave Camp  
**Running For:** U.S. House  
**Representing:** Michigan - Dist. 04  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** David McKinley  
**Running For:** U.S. House  
**Representing:** West Virginia - Dist. 01  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Dean Heller  
**Running For:** U.S. Senate  
**Representing:** Nevada  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Denny Rehberg  
**Running For:** U.S. Senate  
**Representing:** Montana  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Ed Royce  
**Running For:** U.S. House  
**Representing:** California - Dist. 39  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Eric Cantor  
**Running For:** U.S. House  
**Representing:** Virginia - Dist. 07  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Erik Paulsen  
**Running For:** U.S. House  
**Representing:** Minnesota - Dist. 03  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Fred Upton  
**Running For:** U.S. House  
**Representing:** Michigan - Dist. 06  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** George Allen  
**Running For:** U.S. Senate  
**Representing:** Virginia  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** John Boehner  
**Running For:** U.S. House  
**Representing:** Ohio - Dist. 08  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Heather Wilson  
**Running For:** U.S. Senate  
**Representing:** New Mexico  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Ted Cruz  
**Running For:** U.S. Senate  
**Representing:** Texas  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Tom Latham  
**Running For:** U.S. House  
**Representing:** Iowa - Dist. 03  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Jeb Hensarling  
**Running For:** U.S. House  
**Representing:** Texas - Dist. 05  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Jeff Flake  
**Running For:** U.S. Senate  
**Representing:** Arizona  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)

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**Candidate:** Josh Mandel  
**Running For:** U.S. Senate  
**Representing:** Ohio  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Kevin McCarthy  
**Running For:** U.S. House  
**Representing:** California - Dist. 23  
**The Issues:** [Get The Details](#)  
**Donate:** [Contribute Now](#)  
**Main Site:** [Visit Our Support Site](#)



**Candidate:** Kristi Lynn Noem  
**Running For:** U.S. House  
**Representing:** South Dakota - Dist. 01  
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**Running For:** President  
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**Candidate:** Spencer Bachus  
**Running For:** U.S. House  
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**Candidate:** Steve Stivers  
**Running For:** U.S. House  
**Representing:** Ohio - Dist. 15  
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## Exhibit E

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SHARE: EMAIL PRINT Tweet 9POSTED ON AUGUST 22, 2012 BY [PAUL MIRENGOFF](#) IN [2012 ELECTION](#), [SENATE](#)**HOW ABOUT SOME GOOD NEWS ON THE SENATE FRONT?**

With the Missouri Senate race now trending Democratic, we Republicans can use some good news on the Senate polling front. Fortunately, some exists.

First, Tommy Thompson, now the Republican nominee in Wisconsin, leads Democrat Tammy Baldwin by 54-43 [Rasmussen poll](#). Thompson is a Wisconsin political powerhouse, and good bet to move that seat into the Republican fold.

Second, Scott Brown leads Elizabeth Warren in Massachusetts by 49-44 in Massachusetts, [according to PPP](#). That the first thing close to daylight I've seen between these two candidates in a while. The race, however, should still be regarded as a toss-up.

Third, and most surprisingly, Republican Pete Hoekstra leads incumbent Democrat Debbie Stabenow in Michigan by 48-46 in a survey taken by a company called FMW. This is the same outfit, and the same sample, that has Romney leading Obama in Michigan. I think we should wait for more polling before getting excited about Hoekstra's prospects.

Fourth, in Montana, Power Line Pick Six candidate Denny Rehberg leads incumbent Democrat Jon Tester by 47-40 in the [latest Rasmussen poll](#). This seems to be the first poll of this race in about two months. The result is consistent with previous Rasmussen polling of the race.

On the negative side of the ledger, Republican Connie Mack trails incumbent Democrat Bill Nelson in Florida by substantial margin — 47-40 — [according to Rasmussen](#). The polling of this race has produced significant fluctuations, but the most recent Quinnipiac poll also has Nelson up by 7 points.

With Missouri and possibly Florida slipping away, a Rehberg in Montana victory becomes a critical piece of any scenario in which Republicans win control of the Senate. If you would like to contribute to the Rehberg campaign you can do so [here](#).



I just did. It's a good way to relieve that Akin feeling.

UPDATE: I've corrected the donation link for the Rehberg campaign. The earlier link was to a PAC called Coalition of Americans for Political Equality (CAPE). It got my donation. I apologize for the error.

I've also spoken with a representative of CAPE, the PAC to which I originally linked. Its representative says that contributions will be used to support Rehberg, but through its efforts, not those of the Rehberg campaign. The PAC is willing to refund contributions made by readers who used the link I initially provided. I have not requested a refund, but it's quite understandable that readers might want to.

You can contact the PAC to request a refund or to obtain more information by calling 202-640-1566, or you can email [steve@capepac.org](mailto:steve@capepac.org). The PAC's website is [www.capepac.org](http://www.capepac.org). You can learn more about its practices relating to obtaining donations through the internet [here](#).

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